



10-04-02

DAC  
\$ #9

Petitioner's Docket No. U 012593-1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Pavel Ivanovich LAZAREV, et al.  
Application No.: 09/485,168 Group No.:  
Filed: February 3, 2000 Examiner:  
For: LIQUID CRYSTAL DISPLAY

Box DAC  
Assistant Commissioner for Patents  
Washington, D.C. 20231

ATTENTION: Petition Information  
Crystal Park One, Suite 520  
(M.P.E.P. § 1002.02(b), 6th ed., rev. 3)

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PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNINTENTIONALLY  
UNDER 37 C.F.R. § 1.137(b)

NOTE: "In a design application, a utility application filed before June 8, 1995, or a plant application filed before June 8, 1995, any petition to revive pursuant to this section must be accompanied by a terminal disclaimer and fee as set forth in § 1.321 dedicating to the public a terminal part of the term of any patent granted thereon equivalent to the period of abandonment of the application. Any terminal disclaimer pursuant to this paragraph must also apply to any patent granted on any continuing application that contains a specific reference under 35 U.S.C. 120, 121, or 365(c) to the application for which revival is sought. The provisions of this paragraph do not apply to lapsed patents." 37 C.F.R. § 1.137(c).

NOTE: In accordance with the Notice of November 5, 1990 (1121 O.G. 6), an application abandoned under 37 C.F.R. § 1.53(d) for failure to timely provide the appropriate filing fee, oath or declaration and/or surcharge may be revived under the procedure of 37 C.F.R. § 1.137(b).

1. This application became abandoned on May 15, 2001

CERTIFICATE UNDER 37 CFR 1.10

I hereby certify that this paper is being deposited with the United States Postal Service on this date October 3, 2002 in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" Mailing Label Number EV011024630US addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Sue Dargenio

(Type or print name of person mailing paper)

*Sue Dargenio*  
(Signature of person mailing paper)

NOTE: Each paper or fee referred to as enclosed herein has the number of the "EXPRESS MAIL" mailing label place thereon prior to mailing 37 CFR 1.16(b).

(Petition for Revival of Unintentionally Abandoned Application—page 1 of 3) 11-3

10/08/2002 HBERNE 00000015 09485168

01 FC:241

640.00 OP

NOTE: Extensions under 37 C.F.R. § 1.136 are available only if asked for "prior to or with the response." Accordingly, if the question of abandonment arises when the provisions of § 1.136 can no longer be used, then the application is abandoned when the unextended time for response expired. Therefore, no extension fees are due on a petition for revival. Thus: "An application which is abandoned for failure to respond within a set period with no extension fee having been paid, would not require the payment of extension fees as a condition for revival." M.P.E.P. § 711.03(c), 6th ed., rev. 2.

2. This application became abandoned because the failure to prosecute was an unintentional delay. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. § 1.137(b) was unintentional.

3. Response or action required

☐ has been filed.

☒ is attached.

NOTE: If the Response is the Issue Fee, the Issue Fee must be paid.

(complete the following, if applicable)

NOTE: The PTO accepts the filing of a continuing application as a response under 37 C.F.R. § 1.137. To facilitate processing in such a case, the petition to revive should specifically refer to the filing of a continuing application and also include an express abandonment of the prior application conditioned upon the granting of the petition and the granting of a filing date to the continuing application. Notice of May 13, 1983, (1031 O.G. 11-12). See also M.P.E.P. § 711.03(c), 6th ed., rev. 2. "In an application or patent, abandoned or lapsed for failure to pay the issue fee or any portion thereof, the required reply must be the payment of the issue fee or any outstanding balance thereof." 37 C.F.R. § 1.137(b)(1).

☐ The response is the filing of a continuation application having an express abandonment conditioned on the granting of a filing date to the continuing application copending with this application.

4. Fee (37 C.F.R. 1.17(m))

Application status is:

☒ Small business entity-fee \$640.00

☐ A statement is attached.

☒ A statement was filed.

☐ Other than small entity-fee \$1,280.00

5. Payment of fee

☒ Enclosed please find check for ☒ \$640.00. ☐ \$1,280.00.

☐ Charge Account \_\_\_\_\_ for any additional fee required.

☐ Charge Account \_\_\_\_\_ the sum of ☐ \$640.00. [ ] \$1,280.00.

A duplicate of this petition is attached.

Date: October 2, 2002

\_\_\_\_\_  
Signature of person making statement that  
abandonment was due to an unintentional delay

\_\_\_\_\_  
(type or print name of person making statement)

\_\_\_\_\_  
Residence of person making statement

  
\_\_\_\_\_  
SIGNATURE OF PRACTITIONER

William R. Evans, 25858, (212) 708-1930  
(type or print name of practitioner)

Reg. No.

Tel. No.: ( )

Customer No.:

\_\_\_\_\_  
P.O. Address

\_\_\_\_\_  
c/o Ladas & Parry  
26 West 61<sup>st</sup> Street  
New York, N.Y. 10023



#10

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Pavel Ivanovich LAZAREV, et al.

Serial No.: 09/485,168

Group No.:

Filed: February 3, 2000

Examiner:

For: LIQUID CRYSTAL DISPLAY

Attorney Docket No.: U 012593-1

Assistant Commissioner for Patents  
Washington, D.C. 20231Attention: Messrs. Brian Tung & Leonard Smith  
PCT Legal Examiners  
PCT Legal Office**RECEIVED**  
OCT 08 2002  
OFFICE OF PETITIONS**RESPONSE TO DECISION ON RENEWED PETITION UNDER 37 CFR 1.47(A)**

In response to the Decision on Renewed Petition Under 37 CFR 1.47(a) of March 15, 2001, an English translation of the receipt of Exhibit 7 of the Response of October 19, 2000

**CERTIFICATION UNDER 37 C.F.R. 1.10\****(Express Mail label number is mandatory.)**(Express Mail certification is optional.)*

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date October 3, 2002, in an envelope as "Express Mail Post Office to Addressee", mailing Label Number EV011024630US, addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Sue Dargenio*(type or print name of person mailing paper)*Sue Dargenio  
Signature of person mailing paper

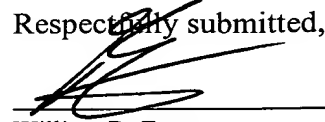
**WARNING:** Certificate of mailing (first class) or facsimile transmission procedures of 37 C.F.R. 1.8 cannot be used to obtain a date of mailing or transmission for this correspondence.

**\*WARNING:** Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).  
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

(which was also re-transmitted January 26 and February 8, 2001, at the request of Mr. Tung)

delivered personally to and signed by non-signing inventor Belyaev is attached.

Respectfully submitted,



William R. Evans  
c/o Ladas & Parry  
26 West 61<sup>st</sup> Street  
New York, New York  
Reg. No. 25858  
Tel. No. (212) 708-1930



Patitioner's Docket No. U 0123593-1

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Pavel Ivanovich LAZAREV, et al.

Application No.: 09/485,168

Group No.:

Filed: February 3, 2000

Examiner:

For: LIQUID CRYSTAL DISPLAY

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

**STATEMENT OF ACCURACY OF A TRANSLATION  
37 C.F.R. SECTIONS 1.52(d), 1.55(a), 1.69)**

I, the below named translator, hereby state that:

My name and post office address are as stated below;

That I am knowledgeable in the English language and in the language of the

☒ attached document

☐ below identified document

and I believe the attached English translation to be a true and complete translation of this document.

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**CERTIFICATE UNDER 37 CFR 1.10**

I hereby certify that this paper is being deposited with the United States Postal Service on this date October 3, 2002 in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" Mailing Label Number EV011024630US addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

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*Sue Dargenio*  
(Signature of person mailing paper)

NOTE: Each paper or fee referred to as enclosed herein has the number of the "EXPRESS MAIL" mailing label place thereon prior to mailing 37 CFR 1.16(b).

*(identify attached or previously filed document)*

The document for which the attached English translation is being submitted is

Post Office Receipt Under No. 234

*(check and complete, if applicable)*

☐ This foreign language document was filed in the PTO on \_\_\_\_\_.

Date: October 2, 2002

Full name of the translator

Catherine Goldin

Signature of the translator



Post Office Address

c/o Ladas & Parry  
26 W. 61<sup>st</sup> St., New York, N.Y. 10023



Re: Inventor Belyaev, Sergei V.  
U.S. Patent Appln. #97113277  
Priority: August 4, 1997, Russian  
Federation PCT/RU98/00250; WO 99/06884

T R A N S L A T I O N

Post Office Receipt under No. 234

Registered Mail from Moscow  
(kind of shipment)

Value \_\_\_\_\_ Rubles, with C.O.D. for \_\_\_\_\_ Rubles,

sent on 07 July, 2000  
(date, month, year)

to the address 141700, Moscow region, Dolgoprudny, prospect Patsaeva, d.14,kv.

addressee's name BELYAEV S.V.

Delivered on July 10, \_\_\_\_\_  
\_\_\_\_\_ personally \_\_\_\_\_ Belyaev  
by-power-of-attorney (to whom)

Signature of the Manager of the Post Office

Dolgoprudny, Russia \_\_\_\_\_  
/signature/  
(place of signature)

10070010  
(stamp: date of receipt of  
the postal shipment)

Dolgoprudny, Moscow region, Russia  
10070016  
(stamp: date of sending  
the notification)

The sender is to fill out what is within the thick line

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ценностью на \_\_\_\_\_ руб. с наложенным

платежом на \_\_\_\_\_ руб., отправленное 07.07.2000 (число, месяц, год)

по адресу 141730, Моск. обл., г. Долово, пр. Ленина, д. 14, кв. 14

на имя Бенедикта С.В.

Вручен « 10 » июль 19 2000 г. лично \_\_\_\_\_ (кому)

Подпись руководителя организации почтовой связи (цеха, участка) \_\_\_\_\_ (место подписи)

Обоведенное жирной чертой заполняется отправителем

За № 234 (почт. квит.)

из Москва

ценностью на \_\_\_\_\_ руб. с наложенным

платежом на \_\_\_\_\_ руб., отправленное 07.07.00 (число, месяц, год)

по адресу 125302, Москва, ул. Петровка-Заварская, д. 17 к. 2, кв. 152

на имя Мирошникова А.А.

Вручен « 15 » июль 2000 г. лично \_\_\_\_\_ (кому)

Подпись руководителя организации почтовой связи (цеха, участка) \_\_\_\_\_ (место подписи)

Обоведенное жирной чертой заполняется отправителем

За № 233 (почт. квит.)

из Москва

ценностью на \_\_\_\_\_ руб. с наложенным

платежом на \_\_\_\_\_ руб., отправленное 07.07.00 (число, месяц, год)

по адресу 141730, Моск. обл., г. Долово, ул. Ленина, д. 6-3, кв. 18

на имя Малышова Н.В.

Вручен « 12 » 07 00 г. лично \_\_\_\_\_ (кому)

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